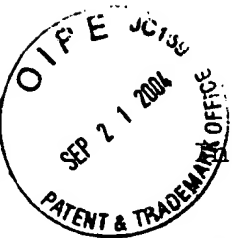


CERTIFICATE OF MAILING
I hereby certify that this paper and every
paper referred to therein as being enclosed
was deposited with the U.S. Postal Service
as first class mail, postage prepaid, in
an envelope addressed to Commissioner
for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
on September 17, 2004 (Date of Deposit)
09-17-04 Shelly Hunt
Date Name

PATENT

Attorney Docket No. 003536 C02



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of:)
James CARDUCCI, et al.) Group Art Unit: 1763
)
Entitled: MAGNETIC BARRIER FOR)
PLASMA IN CHAMBER EXHAUST) Examiner: George Goudreau
)
Serial No.: 09/775,295)
)
Filing Date: January 31, 2001)

Commissioner of _____
Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF GAILE BAILEY

1. I, Gaile Bailey, am the Docket Administrator in the legal department of Applied Materials, Inc., and am in charge of docketing all patent prosecution correspondence received by Applied Materials from the United States Patent Office. I use a commercially available computer database maintained by Applied Materials, Inc. to perform this docketing. This computer database stores all docketing information. Every piece of correspondence received by Applied Materials from the U.S. Patent Office is docketed by me by making an entry in this computer database, where it is permanently stored.

2. I have held the above-described position of Docket Administrator throughout the time all correspondence in the above-referenced patent application was or would have been mailed from the United States Patent Office.


3. Applied Materials, Inc. is the recipient of record for all correspondence from the United States Patent Office in the above-referenced patent application. Therefore, all correspondence in this case received by Applied Materials is inspected by me and docketed by me and the original is placed in the Applied Materials case folder. A copy of the correspondence is forwarded to the law firm handling the application, while retaining the original in the Applied Materials case folder. The law firm or attorney handling the above-referenced application for Applied Materials is Robert M. Wallace.

4. At the request of Robert M. Wallace, on or about August 24, 2004, I searched the Applied Materials computer database docket records of the above referenced application for a Notice of Allowance or any similar correspondence. I found that no Notice of Allowance or similar correspondence had been entered or docketed for the above-referenced application.

5. In performing this search, I brought up two computer screens generated by the computer system referenced above, and obtained print-outs of these screens, which are attached hereto and labeled as "1 of 2" and "2 of 2" respectively. The attached print-outs "1 of 2" and "2 of 2" are the entire complete record of all correspondence received from the U.S. Patent Office in the above-referenced patent application up to the date of the search (on or about August 24, 2004). The attached print-out labeled "1 of 2" is the data defining the application as of the time of filing on January 31, 2001.

6. The foregoing facts have only one possible explanation: The Notice of Allowance and Base Issue Fee Due in the above-referenced application was never received by Applied Materials, Inc. from the U.S. Patent Office.

7. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, except as to statements made upon information or belief and as to those statements I believe them to be true, and I acknowledge that willfull false statements and the like herein are punishable by fine or imprisonment or both under 18 USC 1001.



Gaile Bailey

Date: _____

9/14/04



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|-----------------------------------|-------------------|-----------------|------------------------------|
| Patent Master v3.03.02 - Patent | | | |
| Edit Records Utilities Tools Help | | | |
| | | | |
| Docket Number | 003536 | Attorney | Joseph Bach |
| Country | United States | Law Firm | Law Office of Robert M Walls |
| Case Type | REGULAR CASE TYPE | Client/Division | ETCH |
| Relation Type | CONTINUATION | Current Owner | Applied Materials, Inc. |
| Filing Type | NATIONAL CASE | Previous Owner | |
| Filing Number | 02 | AMJ# | |

MAGNETIC BARRIER FOR PLASMA IN CHAMBER EXHAUST

| | | | | | | | | |
|--|----------------------|--------------|------------|---------------------|------------|-----------|-----------|-----------|
| Licenses | Other No's | SAP Dkt No | Related Id | Title | Text | SAP/CC# | Product | Atty Cmts |
| Filing Data | Rel Pty Info | Asgn/Archive | Actions | Description | Expenses | Ext Files | Inventors | Keywords |
| Status | APPLICATION IS FILED | | | First Filing Date | 04/25/2000 | | | |
| Sub Status | | | | Sub Status Date | | | | |
| Parent Country | United States | | | Parent Filing Date | 04/25/2000 | | | |
| Parent Number | 09/557,990 | | | Parent Grant Date | | | | |
| Total Claims | 12 | | | Ind. Claims/Designs | 5 | | | |
| Application Number | 09/775,295 | | | Application Date | 01/31/2001 | | | |
| Patent Number | | | | Grant Date | | | | |
| Publication Number | 2001-0032591 | | | Publication Date | 10/25/2001 | | | |
| Assigned | ASSIGNMENT RECORDED | | | Expiration Date | | | | |
| Convention Type | | | | Tax Base Date | | | | |
| Government Contract | | | | Next Tax Date | | | | |
| Created: 02/01/2001 Updated: 08/24/2004 3:08 PM By: SA | | | | | | | | |
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Main Screen - No Allowance Date entered

303/20 Applied Materials - Patent

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Docket Number: 003536 Attorney: Joseph Bach
Country: United States Law Firm: Law Office of Robert M Walls
Case Type: REGULAR CASE TYPE Client/Division: ETC
Relation Type: CONTINUATION Current Owner: Applied Materials, Inc.
Filing Type: NATIONAL CASE Previous Owner:
Filing Number: 02 AMJ#

MAGNETIC BARRIER FOR PLASMA IN CHAMBER EXHAUST

| Licenses | Other No's | SAP Dkt No | Related Id | Title | Text | SAP/CC# | Product | Atty Cmts |
|-------------|--------------|----------------|----------------------------------|-----------------|------------|---------------|----------------|-----------|
| Filing Data | Rel Pty Info | Assign/Archive | Actions | Description | Expenses | Ext Files | Inventors | Keywords |
| | | | Action | Action Due Date | Taken Date | Deadline Date | Completed Date | A N |
| | | | Information Disclosure Statement | 04/30/2001* | | | 05/10/2001 | |
| | | | Proposed Publication Date | 10/25/2001* | | | 10/25/2001 | |
| | | | PCT Search Rpt Published-IDS? | 05/20/2002 | | | | |
| | | | Official Action Due Date | 01/08/2004 | 11/06/2003 | 04/08/2004 | 12/16/2003 | |
| | | | RESPONSE TO ABANDONMENT | 08/29/2004 | 08/24/2004 | | | |
| | | | NO INVENTOR FILING AWARD | | | | | |
| | | | Formal Drawings Submitted | | | | 01/31/2001 | |
| | | | Filing Receipt Received | | | | 04/02/2001 | |
| | | | Supplemental IDS filed | | | | 05/15/2001 | |
| | | | Status Inquiry | | 11/04/2003 | | | |
| | | | Supplemental IDS filed | | | | 06/05/2001 | |

Created: 02/01/2001 Updated: 08/24/2004 3:08 PM By: SA

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Action Screen – No Issue Fee due date docketed